



# मध्यप्रदेश राजपत्र

## ( असाधारण )

### प्राधिकार से प्रकाशित

क्रमांक 495]

भोपाल, बुधवार, दिनांक 7 दिसम्बर 2016—अग्रहायण 16, शक 1938

#### विधि और विधायी कार्य विभाग

भोपाल, दिनांक 7 दिसम्बर 2016

क्र. 19212-293-इक्कीस-अ-(प्रा.).—भारत के संविधान के अनुच्छेद 348 के खण्ड (3) के अनुसरण में, मध्यप्रदेश नगरपालिक विधि (तृतीय संशोधन) विधेयक, 2016 (क्रमांक 26 सन् 2016) का अंग्रेजी अनुवाद राज्यपाल के प्राधिकार से एतद्वारा प्रकाशित किया जाता है.

मध्यप्रदेश के राज्यपाल के नाम से तथा आदेशानुसार,  
राजेश यादव, अतिरिक्त सचिव.

#### MADHYA PRADESH BILL

No. 26 OF 2016

#### THE MADHYA PRADESH NAGARPALIK VIDHI (TRITIYA SANSHODHAN) VIDHEYAK, 2016.

**A Bill further to amend the Madhya Pradesh Municipal Corporation Act, 1956 and the Madhya Pradesh Municipalities Act, 1961.**

Be it enacted by the Madhya Pradesh Legislature in the Sixty-seventh year of the Republic of India as follows :—

1. This Act may be called the Madhya Pradesh Nagarpalik Vidhi (Tritiya Sanshodhan) Adhiniyam, 2016. Short title.

#### PART I

#### AMENDMENT TO THE MADHYA PRADESH MUNICIPAL CORPORATION ACT, 1956 (No. 23 OF 1956)

2. In Section 10 of the Madhya Pradesh Municipal Corporation Act, 1956 (No. 23 of 1956), in sub-section (4), for full stop, the colon shall be substituted and thereafter the following proviso shall be inserted, namely:—

**Amendment to  
the Madhya  
Pradesh Act No.  
23 of 1956.**

“Provided that the process of inclusion or exclusion of area or reformation of wards inevitably be completed before six months of completion of tenure of any

Municipal Corporation otherwise the State Election Commission shall start electoral process on the basis of preset and prevailing delimitation:

Provided further that inclusion or exclusion of such area or reformation of wards shall apply for upcoming election process.”.

## PART II

### AMENDMENT TO THE MADHYA PRADESH MUNICIPALITIES ACT, 1961 (No. 37 of 1961)

Amendment to  
the Madhya  
Pradesh Act No.  
37 of 1961.

3. In Section 29 of the Madhya Pradesh Municipalities Act, 1961 (No. 37-of 1961), in sub-section (4), for full stop, the colon shall be substituted and thereafter the following proviso shall be inserted, namely:—

“Provided that the process of inclusion or exclusion of area or reformation of wards inevitably be completed before six months of completion of tenure of any Municipal Council therwise the State Election Commission shall start electoral process on the basis of preset and prevailing delimitation:

Provided further that inclusion or exclusion of such area or reformation of wards shall apply for upcoming election process.”.

### STATEMENT OF OBJECTS AND REASONS

Section 10 of Madhya Pradesh Municipal Corporation Act, 1956 (No. 23 of 1956) and Section 29 of the Madhya Pradesh Municipalities Act, 1961 (No. 37 of 1961) respectively, provide for determination of number and extent of wards of municipal bodies. At present there is no provision to inform to the State Election Commission within the time limit for inclusion or exclusion or reformation of wards. It creates problem in preparation of voter lists and conduct of election, and urban local bodies always demand to the State Election Commission to provide extra time for delimitation and sometimes the State Election Commission could not complete the election in schedule.

2. In this context, the opinion of the State Election Commission is that the inclusion or exclusion or reformation of wards should be completed before six months of completion of tenure of municipal bodies so that the State Election Commission could discharge their constitutional duties within the time limit and the court cases do not arise. Therefore, in order to overcome the situation, suitable amendments are proposed in Section 10 of the Madhya Pradesh Municipal Corporation Act, 1956 and in Section 29 of the Madhya Pradesh Municipalities Act, 1961.

3. Hence this Bill.

Bhopal :  
Dated the 28th November, 2016

MAYA SINGH  
Member-in-Charge.